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**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK**

Michael J. Wang,	X	
	:	
Plaintiff,	:	C.A. No. 2:05-CV-01861 (JS)
	:	
v.	:	<u>Electronically Filed</u>
	:	
United States Medical Licensing Examination	:	
Secretariat	:	
	:	
Defendant.	:	

DECLARATION

JULIA N. MILLER declares:

1. I am an associate of the firm Morgan, Lewis & Bockius LLP, which is counsel to the National Board of Medical Examiners (“NBME”) and the Federation of State Medical Boards (“FSMB”), the cosponsoring entities of Defendant United States Medical Licensing Examination (“USMLE”).
2. I make this declaration in support of NBME’s and FSMB’s Response to Plaintiff’s “Motion for Re-Open Case and Impose Sanction.”
3. Attached hereto as Exhibit A is a true and correct copy of the “United States Court of Appeals for the Second Circuit Mandate,” including the Summary Order filed November 21,

2006, in the case *Wang v. United States Medical License Examination Secretariat*, No. 06-1084-CV, in the Court of Appeals for the Second Circuit.

4. Attached hereto as Exhibit B is a true and correct copy of the Westlaw publication of the Supreme Court's denial of a petition for writ of certiorari in the case *Wang v. United States Medical License Examination Secretariat, et al.*, No. 06-8832, 127 S. Ct. 1869 (Mar. 19, 2007).

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: October 23, 2007

s/Julia Nicole Miller

Julia Nicole Miller (JM-3935)
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